

ASSEMBLY BILL

No. 2369

Introduced by Assembly Member Hagman

February 21, 2014

An act to amend Section 15624 of the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 2369, as introduced, Hagman. Elections: voter-requested recounts.

Existing law establishes procedures by which a voter may request a recount of the votes cast in an election following completion of the official canvass. Under existing law, the voter seeking the recount is required, before the recount is commenced and at the beginning of each subsequent day, to deposit with the elections official the amount of money required by the elections official to cover the cost of the recount for that day.

This bill would modify and apply these provisions to the candidate-controlled campaign committee that is represented by the voter filing the request to seek a recount. The bill would also specify that the money deposited with the elections official be from the voter's own personal funds or from the funds of the candidate-controlled campaign committee of the candidate on whose behalf the recount is being requested.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 15624 of the Elections Code is amended
2 to read:

3 15624. The voter *or the candidate-controlled campaign*
4 *committee represented by the voter* filing the request seeking the
5 recount shall, before the recount is commenced and at the
6 beginning of each day following, deposit with the elections official
7 a sum as required by the elections official to cover the cost of the
8 recount for that day. *The money deposited shall be from the voter's*
9 *own personal funds or from funds of the candidate-controlled*
10 *campaign committee of the candidate on whose behalf the recount*
11 *is being requested.* The money deposited shall be returned to the
12 depositor if, upon completion of the recount, the candidate, slate
13 of presidential electors, or the position on the measure (affirmative
14 or negative) for which the declaration is filed is found to have
15 received the plurality of votes cast which it had not received
16 according to the official canvass or, in an election where there are
17 two or more candidates, the recount results in the candidate for
18 whom the recount was requested appearing on the ballot in a
19 subsequent runoff election or general election who would not have
20 so appeared in the absence of the recount. The depositor shall be
21 entitled to the return of any money deposited in excess of the cost
22 of the recount if the candidate, slate, or position on the measure
23 has not received the plurality of the votes cast or, in an election
24 where there are two or more candidates, the recount does not result
25 in the candidate for whom the recount was requested appearing
26 on the ballot in a subsequent runoff or general election as a result
27 of the recount. Money not required to be refunded shall be
28 deposited in the appropriate public treasury.